

CHAPTER 218

PAROLE TIME

H. F. 257

AN ACT relating to parole time not counted.

Be It Enacted by the General Assembly of the State of Iowa:

- 1 SECTION 1. Section two hundred forty-seven point twelve
- 2 (247.12), Code 1966, is hereby amended by striking from line five (5)
- 3 the word "violated" and inserting in lieu thereof the word "revoked".

Approved June 8, 1967.

CHAPTER 219

PROBATION INVESTIGATIONS

H. F. 246

AN ACT relating to investigations involving probation by the court.

Be It Enacted by the General Assembly of the State of Iowa:

- 1 SECTION 1. Section two hundred forty-seven point twenty
- 2 (247.20), Code 1966, is hereby amended by inserting in line fifteen
- 3 (15) after the period the following: "The investigation shall be made
- 4 by a probation officer, by the agency in charge of parole agents, or by
- 5 another appropriate agency, as determined by the court."

Approved June 15, 1967.

CHAPTER 220

WORK RELEASE OF INSTITUTIONAL INMATES

S. F. 206

AN ACT relating to work release for inmates sentenced to an institution under the jurisdiction of the board of control.

Be It Enacted by the General Assembly of the State of Iowa:

- 1 SECTION 1. This Act may be referred to as the "Work Release
- 2 Law".
- 1 SEC. 2. The board of control shall establish a work release pro-
- 2 gram under which inmates sentenced to an institution under the
- 3 jurisdiction of the board may be granted the privilege of leaving
- 4 actual confinement during necessary and reasonable hours for the
- 5 purpose of working at gainful employment in this state. Under ap-
- 6 propriate conditions the program may also include release for the
- 7 purpose of seeking employment and attendance at an educational
- 8 institution. In the case of female inmates the program may include
- 9 housekeeping in her domicile.

1 SEC. 3. A committee shall be designated by the board of control
2 consisting of one (1) representative of the parole board, one (1)
3 representative of the division of rehabilitation services, and one (1)
4 representative of the institution in which the inmate is confined at
5 the time of application.

1 SEC. 4. An inmate eligible to participate in the work release pro-
2 gram may make application to the superintendent or executive officer
3 of the institution in which confined for permission to participate in
4 the program. The application shall include a statement that the in-
5 mate agrees to abide by all terms and conditions of the particular
6 plan adopted for him by the committee if the application is approved,
7 shall state the name and address of the proposed employer, if any,
8 and shall contain such other information as the committee may re-
9 quire. The superintendent or executive officer may, at his discretion,
10 recommend such application to the committee. The committee may
11 approve, disapprove, or defer action on the recommendation. If the
12 recommendation is approved, the committee shall adopt a work re-
13 lease plan for the applicant which shall contain such terms and con-
14 ditions as may be necessary and proper. The plan shall be signed by
15 the inmate prior to participation in the program. Approval may be
16 revoked for any reason by the superintendent or executive officer or by
17 the committee at any time after being granted.

1 SEC. 5. The board shall designate and adopt facilities in the in-
2 stitutions and camps under its jurisdiction for the housing of in-
3 mates granted work release privileges. In areas where facilities are
4 not within reasonable proximity of the place of employment of an
5 inmate so released, the board may contract with the proper author-
6 ities of political subdivisions of the state or suitable public or private
7 agencies for the quartering of the inmate in local confinement facil-
8 ities. The committee shall include as a specific term or condition in
9 the work release plan of any inmate the place where the inmate is to
10 be confined when not on the work assignment.

1 SEC. 6. Any inmate released from actual confinement under a
2 work release plan who willfully fails to return to the designated place
3 of confinement at the time specified in the plan shall be guilty of a
4 felony and upon conviction be subject to the penalty provided in sec-
5 tion seven hundred forty-five point one (745.1) of the Code.

1 SEC. 7. An inmate employed in the community under a work re-
2 lease plan shall surrender to the institution from which released his
3 total earnings less payroll deductions required by law. The institu-
4 tion shall deduct from such earnings in the following order of pri-
5 ority:

- 6 1. An amount determined to be the cost to the state for providing
7 food, lodging and clothing for the inmate while under the program.
- 8 2. The actual and necessary food, travel and other expenses of the
9 inmate when released from actual confinement under the program.
- 10 3. An amount the inmate may be legally obligated to pay for the
11 support of his dependents, the amount of which shall be paid to the

12 dependents through the local department of welfare in the county or
13 city in which the dependents reside.

14 4. Court costs.

15 Any balance remaining after deductions and payments shall be
16 credited to the inmate's personal account at the institution and shall
17 be paid to him upon release. Any inmate so employed shall be paid
18 a fair and reasonable wage in accordance with the prevailing wage
19 scale for such work and shall work at fair and reasonable hours per
20 day and per week.

1 SEC. 8. No inmate employed in the community under the provi-
2 sions of this Act shall be deemed to be an agent, employee, or in-
3 voluntary servant of the board of control while released from con-
4 finement under the terms of any work release plan. Should any
5 inmate suffer an injury arising out of or in the course of the inmate's
6 employment under this Act, the inmate's recovery shall be from the
7 insurance carrier of the employer of the project and no proceedings
8 for compensation shall be maintained against the insurance carrier
9 of the state institution or the state, and it is understood that there
10 is no employer-employee relationship between the inmate and the
11 state institution.

1 SEC. 9. Nothing in this Act shall be construed to affect eligibility
2 for parole under chapter two hundred forty-seven (247) of the Code
3 or diminution of confinement of any inmate released under a work
4 release plan.

Approved March 10, 1967.

CHAPTER 221

OLD AGE ASSISTANCE

H. F. 183

AN ACT relating to the requirement of United States citizenship in determining the eligibility for old age assistance.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section two hundred forty-nine point six (249.6),
2 Code 1966, is hereby amended by striking all of subsection three (3)
3 of such section.

Approved April 17, 1967.